IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18182 of 2004

Between:

1 B. Narasimha Raju, S/o. Suryanarayana Raju, Driver,
E.G. Region, East Godavari District.
2 V.V. Ramana, E.455363, Ramachandrapuram, Depot,
East Godavari Region, East Godavari District.

3 K. Tirupataiah, E.111302,
S/o. Suryaprakash Rao, Conductor

(All the above petitioners were working in A.P.S.R.T.C., at E.G.Region, under the

Controll of Regional Manager)

... PETITIONERS

AND

The Regional Manager, A.P. State Road Transport Corporation,
East Godavari Region, Rajamundry, East Godavari District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or directions, more in the nature of Writ of Mandamus, directing the respondent herein to grant stagnation increments to the petitioner's immediately after completion of 12 years service from the date of initial appointment and pay arrears

Counsel for the Petitioners: MR.P.GOVINDA RAJULU

Counsel for the Respondent: KUM.B.G.UMA DEVI SC FOR APSRTC

The Court made the following order:

ORDER:

The petitioners are working as Drivers/Conductors in the respondent corporation since 1991. They contend that they are entitled to be considered for the benefit of stagnation increment as per circular of the corporation vide PD-65/1989 dated 03.05.1989. Since the respondents did not extend the benefit of stagnation increment to the petitioners they approached this Court through this writ petition seeking a direction to the respondents to extend the benefit of stagnation increment to them from the date of their completing continuous service of 12 years irrespective of their transfers to other regions.

A similar question came up for consideration in W.P.No.5726 of 2000, which was the subject matter in W.A.No.1301 of 2001, wherein the Division Bench of this Court held that employees who have completed 12 years of service are entitled for stagnation increments.

In the light of the judgment of the Division Bench of this Court in W.A.No.1301 of 2001 and in the light of the assertion made by the petitioners that they have completed 12 years of service as Drivers and Conductors, the respondents are directed to examine whether the petitioners have completed 12 years of continuous service as Drivers and Conductors irrespective of their transfers to other regions and

after satisfying that they have completed 12 years of service, extend the benefit of stagnation increments given by the corporation through the circular No.PD-113/89 dated 03.06.1989 in the light of the judgment of the Division Bench in W.A.No.1301 of 2001 dated 29.10.2002.

The writ petition is accordingly disposed of. No order as to costs.

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Dr. G. YETHIRAJULU, J

October 7, 2004

Dsk

To

1. The Regional Manager, A.P. State Road Transport Corporation,
   East Godavari Region, Rajamundry, East Godavari District.

2. Two CD Copies.